

Message Text

UNCLASSIFIED

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ORIGIN EUR-12

INFO OCT-01 ISO-00 L-03 AF-10 EA-12 NEA-10 ARA-14
PA-02 SIG-02 MMO-04 SY-05 SS-15 SP-02 INR-07
DRC-01 /100 R

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-----020315 280554Z /14

R 280237Z DEC 77
FM SECSTATE WASHDC
TO ALL DIPLOMATIC AND CONSULAR POSTS

UNCLAS STATE 308122

INFORM CONSULS

E.O. 11652: N/A

TAGS: AINF, ASEC

SUBJECT: PROPER PROTECTION OF CLASSIFIED INFORMATION
PROVIDED BY FOREIGN GOVERNMENTS

REF: 5 FAM 900; 924; STATE 100786, MAY 4, 1977

1. BEGIN SUMMARY: INTERPLAY BETWEEN FREEDOM OF INFORMATION ACT (FOIA) AND EXECUTIVE ORDER 11652 ON CLASSIFICATION AND DECLASSIFICATION REQUIRES CONTINUING ATTENTION TO NEED ADEQUATELY TO PROTECT CLASSIFIED INFORMATION, ORAL UNCLASSIFIED

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OR DOCUMENTARY, DERIVED FROM NORMAL DIPLOMATIC CONTACTS WITH FOREIGN GOVERNMENTS. ALL DRAFTING AND APPROVING OFFICERS SHOULD KEEP IN MIND THAT, IF WARRANTED BY NATURE OF INFORMATION AND BY REGULATION, PRACTICE OR ATTITUDE OF HOST GOVERNMENT, CLASSIFIED MESSAGES REPORTING SUCH FOREIGN-ORIGIN INFORMATION CAN AND SHOULD BE MADE, WHERE APPROPRIATE, EXEMPT FROM GENERAL DECLASSIFICATION

SCHEDULE (XGDS). FURTHER, IT SHOULD BE RECALLED THAT LIMITED OFFICIAL USE (LOU) CLASSIFICATION IS NOT REPEAT NOT PROTECTED BY E.O. 11652 FROM REQUESTS FOR RELEASE OF SUCH MESSAGES UNDER FOIA. END SUMMARY.

2. FOIA REQUESTS TO DEPARTMENT FOR RELEASE OF DOCUMENTS CONTAINING FOREIGN-ORIGIN INFORMATION HAVE BEEN STEADILY

INCREASING IN LAST TWO YEARS, VIRTUALLY DOUBLING IN NUMBER WITH A CONSTANTLY RISING RATE OF INCREASE. WHILE OTHER PROVISIONS OF FOIA ARE OFTEN APPLICABLE, SECTION (B)(1) IS NORMALLY MOST PERTINENT AS IT SPECIFICALLY INCORPORATES BY REFERENCE CRITERIA ESTABLISHED BY E.O. 11652, ENABLING MATTERS TO BE KEPT SECRET IN INTERESTS OF NATIONAL DEFENSE AND FOREIGN POLICY, IF IN FACT PROPERLY CLASSIFIED.

3. EXECUTIVE ORDER 11652 IS IN PROCESS OF REVISION WHICH IS EXPECTED TO SHORTEN PRESENT MAXIMUM TEN-YEAR PERIOD FOR CLASSIFICATION UNDER THE GDS. HOWEVER, PROTECTION OF CLASSIFIED INFORMATION OR MATERIAL FURNISHED TO THE UNITED STATES BY FOREIGN GOVERNMENTS OR INTERNATIONAL ORGANIZATIONS IS EXPECTED TO BE SUBSTANTIALLY EQUIVALENT TO PRESENT PROVISIONS IN E.O. 11652. THESE PROVISIONS REQUIRE CLASSIFICATION TO ENSURE DEGREE OF PROTECTION EQUIVALENT TO THAT REQUIRED BY GOVERNMENT OR INTERNATIONAL UNCLASSIFIED

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ORGANIZATION WHICH FURNISHED SUCH INFORMATION OR MATERIAL. FOREIGN GOVERNMENTS MAY WELL EXPECT THEIR VIEWS, PROVIDED IN CONFIDENCE, TO BE GIVEN PROTECTION FROM DISCLOSURE, UNLESS AUTHORIZED BY THEM, FOR PERIODS OF TIME VERY SUBSTANTIALLY LONGER THAN PROVIDED PRESENTLY BY E.O. 11652 UNDER GDS, OR CONTEMPLATED BY PENDING E.O. 11652 REVISION. IN FACT, NUMBER OF FOREIGN GOVERNMENTS HAVE EXPRESSED THEIR SERIOUS CONCERN THAT THERE BE PROPER SAFEGUARDING OF INFORMATION IMPLICITLY OR EXPLICITLY SUPPLIED IN CONFIDENCE TO USG REPRESENTATIVES, IN SOME INSTANCES BECAUSE TERMS OF AGREEMENT WITH U.S. EXPLICITLY REQUIRES SUCH PROTECTION.

4. IN PRACTICAL TERMS, ABOVE SITUATION REQUIRES THAT (A) FOREIGN-ORIGIN INFORMATION BE ASSIGNED AN EQUIVALENT CLASSIFICATION UNDER U.S. CLASSIFICATION SYSTEM; (B) POSTS RECOGNIZE LOU IS NOT PROTECTED CLASSIFICATION FOR

THIS PURPOSE; (C) EQUIVALENT CLASSIFICATION PROTECTION MAY WELL REQUIRE XGDS-1 DESIGNATION, NOT REPEAT NOT GDS, TO PROTECT FROM AUTOMATIC DECLASSIFICATION UNDER PRESENT TERMS OF E.O. 11652. ALL MESSAGES WITH SUCH XGDS-1

CLASSIFICATION SHOULD SHOW THAT THEY WERE PROPERLY
AUTHORIZED BY OFFICIAL WITH TOP SECRET CLASSIFYING
AUTHORITY (E.G., AMBASSADOR, DCM) AND, UNLESS IMPOSSIBLE,
DATE OR EVENT FOR AUTOMATIC DECLASSIFICATION. VANCE

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Sent Date: 28-Dec-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE308122
Document Source: CORE
Document Unique ID: 00
Drafter: SWORREL:EUR/P:HMEYERS
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770482-1040
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19771211/aaaaaizs.tel
Line Count: 120
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 02f25dfc-c188-dd11-92da-001cc4696bcc
Office: ORIGIN EUR
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: 78 STATE 100786
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 08-Feb-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 118677
Secure: OPEN
Status: NATIVE
Subject: PROPER PROTECTION OF CLASSIFIED INFORMATION PROVIDED BY FOREIGN GOVERNMENTS
TAGS: AINF, ASEC
To: ALL POSTS
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/02f25dfc-c188-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009